

Minutes of the Malvern City Council

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Held in the City Hall Courtroom

Monday, December 8, 2014

The Malvern City Council met for its regular monthly meeting on Monday, December 8, 2014 at 7:00 p.m. in the City Hall Courtroom. The invocation and pledge were led by Bro. David Cash, Pastor of First Baptist Church, Main Street. Present for the meeting were Council members Mary Fraction, Jan Glidewell, J. Wayne Reynolds, Peggy Lusinger, Robin Halbert, Larry Stiles and David Cross with William Wilson absent. Also present were City Clerk/Treasurer Phyllis Dial City and Attorney Luke Graham. Clerk Dial presided in the absence of the Mayor and declared a quorum present.

A motion was made by Fraction, seconded by Reynolds to adopt the minutes of the previous regular meeting held on November 8, 2014. Voting for the motion were Aldermen Fraction, Glidewell, Reynolds, Lusinger, Halbert, Stiles, and Cross with Wilson absent. All present voting for motion carried.

Departmental reports were presented for approval. A motion was made by Glidewell, seconded by Fraction to accept departmental reports as mailed. Voting for the motion were Aldermen Fraction, Glidewell, Reynolds, Lusinger, Halbert, Stiles, and Cross with Wilson absent. All present voting for motion carried.

Under old business, Alderman Reynolds introduced a resolution accepting the donation of the house and property located at 1030 McHenry Street. City Attorney Graham read the resolution. A motion was made by Glidewell, seconded by Lusinger to adopt the resolution. Alderman Cross asked if the City can sell the property to whomever it desires or if it has to be bid out and sold to the lowest bidder. Attorney Graham stated that there are no restrictions for the sale of real estate for cities and that we can sell it however and to whomever we please, as long as it is done by resolution. For example, if the property is bid out and the low bidder is planning to purchase the property as a rental and a family who desires to live in the house bid a lower amount, the City is within its right to sell to the family. Voting for the motion were Aldermen Fraction, Glidewell, Reynolds, Lusinger, Halbert, Stiles, and Cross with Wilson absent. All present voting for motion carried and the resolution was declared adopted and assigned No. 12-2014.

RESOLUTION NO. 12-2014

A RESOLUTION ACCEPTING THE DONATION OF 1030 MCHENRY STREET TO THE CITY BY WELLS FARGO BANK AND AUTHORIZING WELLS FARGO TO ISSUE A DEED TO THE CITY FOR SAID PROPERTY

Alderman Stiles introduced the ordinance setting the salaries for elected officials for the term of office beginning January 1, 2015, without a 3% increase for the council members. The Clerk read the ordinance for its first reading. A motion was made by Cross, seconded by Stiles to suspend the rules and place the ordinance on its second reading by title only. Voting for the motion were Aldermen Reynolds, Lusinger, Halbert, Stiles, and Cross with Fraction and Glidewell voting "no", and Wilson absent. The motion failed for lack of a 2/3's majority. The ordinance will be heard for its second reading at the January 2015 meeting.

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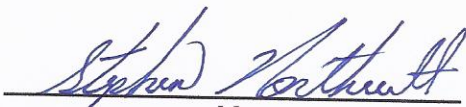
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A motion was made by Reynolds, seconded by Lusinger to table the ordinance adopting the city's 2015 budget until the January meeting. Voting for the motion were Aldermen Fraction, Glidewell, Reynolds, Lusinger, Halbert, Stiles and Cross with Wilson absent. All present voting for, motion carried and the ordinance was tabled.

A motion was made by Reynolds, seconded by Stiles to table the ordinance adopting the water and sewer department 2015 budget until the January meeting. Voting for the motion were Aldermen Fraction, Glidewell, Reynolds, Lusinger, Halbert, Stiles and Cross with Wilson absent. All present voting for, motion carried and the ordinance was tabled.

There being no further business, and upon a motion by Glidewell, seconded by Fraction, Clerk Dial declared the meeting adjourned.



Mayor



City Clerk/Treasurer